. Bicamboate and fiailroade.

HIRD-AVENUE RAILROAD .- On and after this one to run hearly each way, during the

Medical.

LL PAIN CURED LIKE MAGIC.-Dr. ROSE'S a see throat rhoumaism, or estim seek from a cold. It is train, exceler of the age. 'in its giving immediate relief to all patastrike 12, 25, and 36 cents. Call at No. 162 Faiton at, two down Recastray; CODDINGTON'S, RINGS, Dr. GUION'S, and 13HAM & MILLER'S Drug Stores.

N HONEST ADVOCATE.—The Journal of Com-Asserted of Dec 5, editorially incorrect my statement that my ON-IENT will force the whiskers or mustaches or hair to grow strong a thick in its weeks, without stain or injury to the skin. This I think in its weeks without stain or injury to the skin. This I sends alone has been without my knowledge, nor do I know a sin-

DE PHINNEY'S FANCY PILLS.

A. E. & D. SANDS, Agents,
No. 101 Folion

DR BANNING'S MEDICAL and MECHANICO DR. SMITH'S DYSPEPSIA CORDIAL has proved

There is no room for doubt after a trial.

There is no room for doubt after a trail.

MFORTANT to NURSING MOTHERS.—Dr. NEEDHAM'S IMPROVED BREAST PUMP.—Highly approved by the most eminent Physicians in the country.

The points of its great superiority over others, may be set down in a following order. lat, the flexible mouth and table counceding with a coloring reader. It is application entirely free from pain, even here the breast is inflamed and the hipple very sore; 2d, the mode here the breast is inflamed and the hipple very sore; 2d, the mode better the six is the coalest, most natural, elliptont, and experient 32, the wolf new, classicity, and explicit.

MRS. ALLEN'S WORLD'S HAIR RESTORER IS

O EXCUSE for GRAY HAIRS .- Two or three

P. ATWELL, M. D., and REV. J. GRAVES. P. ATWELLI, M. D., and REV. J. GRAVES,
orate that the following Medicines surpass any compound in
curing diseases for which they are recommended. COUGH ANODYNE, for all Coughs. Price, 25 cents per lottle. SUGAR COATED VEGETABLE FILLS for all Billious Complaints. They cause
asither sickness or pain. Price, 25 cents per box. TONIC FAIN
CHEE, for the relief of Pain. Frice, 25 cents per box.
TONIC FAIN
STILINGTHENING PLASTER for Lameness. Price, 12 cents
Care for Distribus, Cholera and Sea Sickness. Price, 25 cents per
bottle. Dr. R. B. NEWMAN. No. 263 Hudsonett. New-York. and
for sale by Druggista generally. HALL, RUCKEL & Co., No. 220
Greenwichett, Wholessie Agents.

Greanwich et., Wholesale Agenta.

SAND® SYRUP of HOARHOUND and VEGETABLE EXPECTORANTS, 12), 25, 50 cents. Quart
bottle \$1. It cannot be pressed too highly for Coughs, Colds and
Cosmomption. Sold by all Drugglats. Wholesale and retail, at
SAND'S. No. 71 James et.

THE BEST COUGH SYRUP in the WORLD!!-

a complaint among children. 23 cents per sottle. Those are the result of 30 years practice in Philadelphia, and are almost every family in that city. Call and accept a book of the process No. 162 Publicant, second door from Broadway. THAT GOURAUD'S ITALIAN MEDICATED expension, content and an intelligent people and most signally lailed. Again, this Soap must not be confounded with ordinary totiet seaps. That is not its only recommendation, it has more valuable properties—it not only intellects that the state of the properties—it not only intellects that the state of the state of the same about the state of the same and allowest skins a properties—it not only intellects that of extend a salice skins a test of the same and the same a

Legai Notices.

A DMINISTRATOR'S NOTICE.—Notice is hereby given to all persons having claims against Samnel W. Hastings, merchant, laise of the Village of Lockport, in the County of Nisgara and State of New York, also of San Francisco in California, deceased, that they are required to present the same, duly anithenticated, to the undersigned, at the office of Gardner & Pithian, in the Village of Lockport, N. Y., on or before the lat day of April, 1934.

JUlia F. HASTINGS, Administrator.

THOS. J. VAIL, Administrator.

September 19, 1833.

N PURSUANCE of an order of the Surrogate of the County of New York, Notice is hereby given to all persons having claims against the crists of EDMUND REILLY, late of the lower of Bethlehem, in the State of Ohio, deceased, to present the same with youthers thereof to the subscriber, at his office, No. 185 Southet, in the City of New-York, on or before the twenty-first day of March next,—Dated, New-York, the 20th day of Assats, 1833.

Sept law 6mo Th*

Sepl law 6me The PHILANDER HANDORD, Excended IN PURSUANCE of an order of the Surrogate of the County of New York, notice is hereby given to all persons having claims against ARTHUR FEE, late of the City of New York, decreased, to present the same, with vouchers thereof, to the subscriber, as her residence. No. 63 Marion, at, in the City for New York, on or before the third day of April mext.—Dated New York, the 28th day of September, 1838.

29 law6mTh JANE FEE, Administratrix.

N PURSUANCE of an order of the Surrogate of the A County of New-York, notice is hereby given to all persons having chims against AFTHUR E. S. SEGUIN, late of the City of New-Tork, Vocalist, deceased, to present the same with vonders thereof te the miscriber, at her residence, No. 59 Whileset, in the City of New-York, on or before the 11th day of January next. Dated New-York, the 6th day of July, 1826. ANNE SEGUIN, Administratrix, jy? law6in Th

N PURSUANCE of an order of the Surrogate of the County of New York notice is bereby given to all persons having claims against JOHN WILLIAMS, late of the City of New York of Secretaria, to present fine same with vouchers thereof to the subscriber, at her residence, No. 62 Woosterste, in the City of New York, on or before the executivities day of Agail gast. Dated, Now York, the eighteenth day of Coucher, 183.

ACHARINE WILLIAMS, Administratrix, octavity-website to the County of C

N PURSUANCE of an order of the Surrogate of the County of New-York, notice is hereby given to all persons having Girls excited HENRY C. ADAMS, late of the City of New-York, Chris, deceased, to present the same with vege-bers thereof to the subsections of the store of C. B. Harch & Cu., No. 27 Williament, in Black County of Common of the County of December 1. Black County of December

pole lawfor Th*

EEENEZER ADAMS, Administrator

IN FURSUANCE of an Order of the Surrogate of
the Country of New York motice is breeky given to all persons
having claims against THOS R GARLLAND, late of the City of NewYork Strain Country of the Suns, with weathers thereof, to
JAMES M. FLANDREAU, at his ability No. 3, Fast Zabest, in the
Sity of New York, on or before the 17th day of May uset. Dated
Res York, Noy, 15, 1833.

THOS. J. GARLLAND, Expenditor,
nil lawfor Th.

SUPREME COURT.-ADAM MURRAY against SUPREME COURT.—ADAM MUERAY against THOMAS WARNER and OEORGE LOWDON.—Summons.—The the Defendents: You are hireby summend and required to answer the complaint in this action, which will be filed to the office of the Clerk of the Cliry and Country of New-York at the City Hall in the action, which will be filed to the office of the Clerk of the Cliry and Country of New-York city, which twenty days after the service hereof on you, exclusive of the day of such service, and if you hall to answer the said complaint within the time siturated, the plaintiff in this action will sent to the Court for the relate fernanced in the complaint.—Duted November 20, 1853.

The complaint in the above action was alled in the office of the Clerk of the Cliry and Country of New-York on the Such day of November, 1853.

THE PEOPLE of the STATE of NEW-YORK, by

THE PROPILE of the STATE of NEW-YORK, by the arms of God free and independent to all persons interested in the cease of JaMES ROWLES, late of the City of New-York of central, or cristian, legates, next of kin, or otherwise, sensely it to and each of you are hereby cited and required persons by to be and appear before our Surrogate of the County of New York, at the efficiency of James West, at the efficiency of the securation of proceedings of WHILLIAN PROPICE as executor of the beat will and testament of and James Bouries, deceased James deceased James State and County, at the State of December of the State of the State of December of The State of the State of the State of December of The State year of our Lord lott.

SUPREME COURT—CITY and COUNTY of NEW-YORK—CORNELIUS C. SULLIVAN, plaintiff, egainst MOSES C. EDWARDS, defendent, summons for a money demand or construct, (com. not served, I To MOSES C. EDWARDS, the said defendant—Tou are hereby summoned and required to an west the complete in the certain which will be filed in the safe, of

New-York Daily Tribune.

CITY ITEMS.

LECTURES, MEETINGS, EXHIBITIONS, &c.

Mr. BOURCICAULI'S LECTURE (repeated) Hope Chapel 8.P. M.

G. W. CURTIS'S LECTURE—Brooklys Incitiote, 7.P. M.

J. M. SANDERSON'S LECTURE—Meaning Incitiote, 7.P. M.

J. M. SANDERSON'S LECTURE—Meaning Incitiote, 7.P. M.

JULLIEN'S CONCERT—Metropolism Hail, 8.P. M.

JULLIEN'S CARLY and "The Senious Family," at Borton's 7.P. M.

THE FOX HUNT, and "The Senious Family," at Borton's 7.P. M.

UNCLE TON'S CARLY and "Hot Corn" at the National Theater,

UNCLE TON'S CARLY and "Hot Corn"—Barmun', Museum.

WOOD'S MINISTRALS—Ethiopean Delineations—441 Broadway, 7.P.

CHERRY'S OPERA HOUSE—Ethiopean Delineations—472 B'way, 7.P.

RUCKLEV'S OPERA HOUSE—Ethiopean Delineations—523 B'way, 7.P.

RUCKLEV'S OPERA HOUSE—Ethiopean Delineations—523 B'way, 7.P.

RUCKLEV'S OPERA HOUSE—Ethiopean Delineations—523 B'way, 7.P.

NEW YORK AMPHUTHEATER—Equestrian—678 Broadway, 7.P. M.

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JONES'S PANTOSCOPE OF CALLY OF THE PROMERY, 7.P. M.

JONES'S PANTOSCOPE OF CALLY OF THE PROMERY, 7.P. M.

JONES'S PANTOSCOPE OF CALLY OF THE PROMERY, 7.P. M.

MINISTRUE OF THE WORLD—678 Broadway, 7.A. M. to 10 P. M.

MINISTRUE OF THE WORLD—678 Broadway, 7.A. M. to 10 P. M.

MINISTRUE OF THE WORLD—678 Broadway, 7.A. M. to 10 P. M.

EMMAN GALLERY ANUSHY PICTURES—650 Broadway, 7.A. M. to 10 P. M.

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EMMAN GALLERY ANUSHY PICTURES—650 Broadway, 7.A. M. to 10 P. M.

The Opera season closed last night—to a crowded house

The Opera season closed last night-to a crowded house —Il Projeta being in all its glory. This magnificent work has proved a decided attraction, along with Masaniello, to make the late season apparently prosperous. Many of the houses were good, and with moderation in the principal salaries, success ought to have crowned the season. Whether it did or not, we know not

-Jullien's Third Concert of a new season of a month, (six nights a week.) took place at Metropolitan Hall last night. There were several novelties: a new Overture by Auber, a new Symphony by Fry, and two newly arranged pieces by Jullien.

The orchestra never played better or more to the delectation of the auditory, and the great leader never happier in wielding his baton.

NIELO'S.—The great success of The Prophet has induced Maretzek to renew his engagements with his artists, and with Mr. Niblo, for another week, during which The Prophet will be given. The audience last night was larger then on any previous representation. The old Opera habitwee turn out in force every night, which has been the case with no other Opera during the present season. . Those who do not take advantage of this opportunity to see this magnificent Opera will always regret it. We hear that Maretzek has been guaranteed fifteen thousand dollars for ten performances of The Prophet in Boston after the conclusion of the present season.

Our Reporters desire to express their warmest acknowledgments to Mr. Fowler, Deputy Clerk, and Mr. Carr, of the Clerk's Office, for many kind attentions during the sessions of the Board of County Canvassers.

THE BOARD OF ALDERMEN received four remonstrances last evening sgainst the construction of a railway in Broadway by the Manhattan Railroad Company, all of which were laid on the table. The first received contained the following paragraph, which offended the Board very much

following paragraph, which offended the Board very much "Finelly, The City Government has been reorganized under the new Charter. Your own terms of office are about expiring. Your successors have been elected, and will soon take their seats. The people look to them to carry out the provision of the new Charter, and to effect a thorough reform in the affairs of our City. Your remonstrains trust that your honorable body will not attempt to embarrass their path and place obstacles in the way of such a desirable result by passing, at the close of your session, resolutions of such undoubted inexpedience, and of such questionable validity as the one before you."

The Board of Aldermen Chambers were crowded by City Railroad men and others. Some disorderly characters made

Railroad men and others. Some disorderly characters made themselves conspicuous within the railing, and Nick Scagrist, the Sergeant at Arms, attempted to put one of them out, when the fellow made a desperate defense. However, Seagrist managed to eject him. The disorderly was subsequently arrested by Capt. Walling, in the hall, for his riot ons conduct, and lodged in the Chief's bureau.

An ordinance to extend the Hudson River Railroad through West, Greenwich and other streets, was presented and ordered to be printed. A resolution from the other Board was adopted. In favor of permitting the Third av. Railroad Co. to run cars over the Harlem Rail track, through the Bowery. A resolution from the other Board, appropriating \$1,000 for the purpose of extending the hospitalities of the City to John Mitchel, the Irish patriot, was lost for want of a constitutional vote. The Manhattanville Railroad Co. were granted permission to construct a Railway in Broadway from Manhattanville to the South Ferry as contemplated in the resolutions adopted in the Board of Assistants on Tuesday evening. A messenger was immediately dispatched to the Mayor to procure his Honor's signature to the document.

In the Assistants, the Corporation Counsel was directed to take measures for carrying out the extension of Elm st. from Reade to Chambers sts. Hose Co. No. 34 was disbanded, for running their carriage on the sidewalks. An allowance of \$6,526 was made to Theodore Hunt, for extra work upon the new Court House and Essex Market. Considera-ble pavement and sidewalk business was done, and the Board adjourned until to-day.

NEW PRAYER.-The authorities of the Roman Catholic Church have just issued the following, designed to organize a " Prayer Association for the conversion of all who are out of the communion of the Church in the United

By a Rescript, dated Sept. 5, 1853, our Holy Father, Pius IX, at the instance of the National Council of Baltimore, sanctions, by the grant of Indulgences, the institution of a Society whose members shall especially pray for the con-version of all who are out of the communion of the Church in the United States.

Almighty and Eternal God, who savest all, and wilt

Almighty and Efernal God, who savest all, and wilt have none to perish, have regard to those souls who are led astray by the deceits of the devil, that, rejecting all errors, the hearts of those who err may be converted, and may return to the unity of Thy truth, through Christ our Lord. Amen.

Those who cannot recite the above prayer may obtain the same Indulgence by saying daily in its stead the Our Father, Hail Mary, and Glory be to the Father, three times, with the came intention. 1. A Plenary Indulgence on receiving the Easter com-

munion to all the members who shall daily recite, in any language, the above prayer.

2. A Plenary Indulgence in the hour of death, on condi-

tion of receiving the Holy Eucharist, after confessing their sins with sorrow; or, if they cannot receive it, on their invoking the name of Jesus with their lips, or at least in

3. An Indulgence of a hundred days every time the members recite the above prayer.

CHURCH CHANGES .- The following are some of the re

CHURCH CHANGES.—The following are some of a cent changes of the Archdiocese of New York:

Very Rev. Mr. Starrs, to be Rector of the Cathedral. Rev. Thomas Farrell, to St. Mary's Church. Rev. Thomas Farrell, to St. Mary's Church. Rev. Fatrick Egan, Assistant at St. Columba's. Rev. Eugene McGuire, Assistant at St. Anno's. Rev. Eugene McGuire, Assistant at the Cathedral. Rev. George R. Brophile, to St. Paul's, Harlam. Rev. Elehard Kein, to Westchester. Rev. Thomas McLaughlin, to New-Rochelle. Rev. John McMabut. to Yonkers. Rev. Edward O'Reilly, to Newborth. Rev. Dennis Sheehan, to Chantingsville.

Barnum has invited Mr. Pease, with all the children and teachers of the House of Industry school, to visit the Muscum this afternoon. A note from Mr. Greenwood says.

"I hope they will not fail to be present, as I am instructed
by Mr. Barnum to present Mr. Pease with a check for \$30,
at the time of his visit."

FIVE POINTS CHILDREN GOING TO THE MUSEUM -Mr.

This will come very opportune, as the applications to that home of the homeless are beyond the power of all present means to afford relief.

We are assured by Mr. Barnum, that if the drama these children are going to see this afternoon is successful, as its first representation indicates it will be, that these objects of charity will be made to feel its benefits in a still more substantial manner. The children in procession will pass The Trainso office about 3 o'clock, and the Superintendent will be glad to have any of those who have given so liberally for their support take the opportunity to see what their charity has done for such a number of needy objects. When they leave the Museum, they will pass up Broadway above

FIVE POINTS MISSIONARY SCHOOL AT THE CRYSTAL PALACE -One hundred and twenty children, under the care of the Missionary, Rev. B. M. Adams, with the teachers and some dezen of the ladies of the Mission Board, entered the Palace about 11 o'clock yesterday, singing "Follow me, full of giee," &cc., formed a circle in the center, when they were divided into small classes, under the care of the different ladies, with instructions to assemble in the same place at I o'clock. As the children pass d through the different apartments they were greatly delighted with what they saw. At 1 o'clock they gathered around the "big home" in the center, and, after singing several of their songs, they repaired to the refreshment saleen, on the invitation of Mr A. Peteler, the proprietor, who had kindly provided a bountiful repast for the entire company. Mr. Peteler was introduced to the children, when he made a few appropriate remarks. After this the children returned to the center, and, after marching around several times left for the cars, two of which were kindly furnished by the President of the Sixth av. Co. They all returned in good order, highly delighted with their visit.

Mr. SAMUEL WEEDER, one of the Commissioners on Juries of the Crystal Palace, and who, besides, was most active and intelligent in arranging the almost innumerable contributions in an artistic manner, has resigned his situation having completed his functions to the entire satisfaction of the Directors, the public and the Juries. The members of the Juries all concur in acknowledging the assistance so ably and courteously rendered them by Mr. Webber during their arduous and important labors.

THE LATE FATAL AFFRAT IS CENTRE ST - Inquest by the Coroner and Verdict of the Jury. - Coroner Hilton yesterday held an inquest at the N. Y. Hospital, upon the body of Pairick Clark, whose death was caused by a stab in the abdomen, received while in an affray on the night of the 19th ult, on the corner of Centre and Anthony sts. The following is the testimony taken.

The following is the report of the Eastern Dispenthe Merch of November: Patients attended at office. Males 407; Fermica, 700. At their devellings, Males 66; Fermica, 120; Variated 100. Total, 1,303. Number of deaths, 7. The whole number of prescriptions rut up during the month is 2,077; largest number in one day, 139; analiest number in one day, 72; average per day, 107.

the late fraud on Mr. Stuyvesant was to have been the subject of investigation year-day morning before Justice Osborne, but in consequence of one of the counsel for the accused not being ready the investigation was postponed until 10 o'clock this morning in the meantime Dr. John K. Seymourt, the accused, it is supposed will obtain a writ of habeas corpus and the case will be taken before a higher Court.

Suicipe.—An inquest was held yesterday by Coroner Gamble at No. 10 Laurens-et upon the body of John N. D. Becker, a German, who died from injury received by jumping from a three-story window of the above-named premises on leat Tuesday night, while suffering from an attack of delirium fremesa. The jury rendered a verdict according with the above statement.

Five Points' House of Industry.—We are requested by Mr. Pease to correct a mistatement in the list of acknowledge-ments published yesterday. S. Draper gave \$50 instead of \$60 for as was stated.

STABLED IN AN AFFAY.—A Frenchman named Isaac Meyer was resterday arrested charged with stabbing David Addlessed, of No. 164 Norfall st., with a pocket-knife while is an astray with him. The wound indicted is of a serious nature and is in the bead. The accused was taken before Justice Bogart and locaed up for trial.

DISHONEST SERVANT.—A colored boy named David Condill was vesterday arrested by Officer Wark, of the Eights Ward, charged with stealing from the house of his employer, Mrs. F. A. Bennett, No 272 East Twelfithst, a diamond ring worth \$50, a sharel worth \$50 and a \$160 bill. The jewelry he paward, and it was recevered. The money he spent in busing lottery tickets and gambling with dice. He was taken before Justice Stuart and committed to prison for trial.

initied to price for trisl.

[Advertisement.]

"LITTLE KATY, THE HOT CORN GIRL," has made as erret a bit at the National Treater as did "UNLE Tow's Casin." Little Cordella Howard is alike wonderful in little "Katy" and "Eva." Little Katy will be performed every Monday. Theretay, Thursday and Friday Adternoons, and "UNLE Tow's Casin." the Great Uncle Tom, is anomanced by the manager for Every Evening, and Every Wednesday and Saturday Afternoon until the 18th of July, one year from the time he produced it.

[Advertisement]
Self Improvement, or How to Enlarge, Perfect, and
Rightfully Direct the Phrenelecical Faculties, is Mr. Fowner's subject at Knickerbocker Hall, in Eighth av., cor. Twenty-third-st., This
EVENUM, at 75 o'clock. Free.

Signor BLITZ, the Ventriloquist at the Stuyvesant Institute. No. 659 Broadway, is a merry gentleman. Performances, including the Consty little and Magic are given every Evening and Wednesday and Saturday Afternoon.

[Advertisement.]

BROADWAY MANAGERIE.—The opening of this splendld and well ordered establishment has proved a great hit. The animals are all in fine condition. The Stamese Twins and their children may be seen without extra charge.

Dr. E. Newbery's Lessons, ILLUSTRATED BY Dr. E. Stevinsen: Lettroction in Physiology and Phramology, with a celinearion of character, and advice as to greath, edication, employment, &c., at Music Hall, No. 41s Broadway, from 7 to 10 relock. This Evaning and Every Evening. Admission 25 cents. Dr. N. would refer to Professors Mott & Paine, and Fowlers & Wells.

LAW INTELLIGENCE.

SUPERIOR COURT. Before Judge OARLEY.

Edward P Fry ag: James Gordon Remeit.

The following evidence was taken on Tuesday, but begelyected to was harded to Judge Oakley for consideration as to
hether it old be similated.

The deposition of Macrice Strakensh

Ing objected to, was hunded to Judge Oakley the consideration as to whicher it should be similated. The deposition of Macroe Girakusch, a witness produced and The deposition of Macroe Girakusch, a witness produced and sworn on the part of the plaintiff, the bear ease, in the above earlier. Q. What is your name, place of residence and occupation, and are you about to leave the City of New-Lock, to be absent some time? A. My some is Maurice Strakosch, my residence is the City of New-Lock, and I am about th leave the City on a profusional torus which may last time is on the meeting into occupation is that of a zon-serial-I am a plaintif. Q. Are you accupation is that of a zon-serial-I am a plaintif. Q. Are you accupation is that of a zon-serial-I am a plaintif. Q. Are you accupation is that of a zon-serial that acit. M. Fry and M beament I also a manufactured with Mr. Fry. and I have known Mr. Junes Gordon Hennett, Old you ever here any interview with Mr. Bennett, the definition in Mr. Fry and to pade state what occurred as the time? (Objects to estimate that the place of the open I have been in the meant in regard to Mr. Fry and the open I have been in the menth of Angust of September, I sake: I then throught in of the very highest trapertance.

fave been no stander. Q. Tell us then what is the abanter you refer to! A. He attracted my personal character, said that I was a variational, a knave, and many more compilmentary epithets. Q. Were these upithets the lies on the standers you refer to! A. They have been both. Q. Have you ever used any such epithets concerning Mr. Bennett! A. I did; but only after he had published the remarks about me in his paper. Q. Have you not frequently said you would like to put down the Heroid? A. I never said so, because I think it would be foolishess in me to say so. Q. Have, you not said you wished it was you down? A. I have said so, and I do not said you wished it was you down? A. I have said so, and I do not said you wished it was you down? A. I have said so, and I do not said you wished it was you down? Fer, the relaintif, both expressed a a wish to just down the Heroid? A. I readly don't express any wish to you up not down the Heroid? A. I readly don't express as you had to you put down the Heroid? A. I readly don't express as you had to you be put down the Heroid? A. I readly don't express as you had to you be put down the Heroid? A. I readly don't express as you had to you be had not been as a said said at the Heroid before and Mr. Fry speak about bringing a said saskant the Heroid before and of this said was commenced? A. I knew it, for some time sao, of this said was commenced? A. I knew it, for some time sao, of this said so the said was any conduction in the behalf? A. I celled it myself this morting, when I spoke for the first time to Mr. Fry on how that you could sive any evidence in this behalf? A. I celled it myself this morting, when I spoke for the first time to Mr. Fry on the subject. Q. Who to the first time to Mr. Fry on the subject of this said before this day? A. I will swear that I have never spoken before to Mr. Fry on appear as a witness in this case. Q. What of the work is the fore this day? A. I will swear that I have never spoken before to Mr. Fry should any one to the him had you not said this

with me to a judge, or to come hody to take the analysis. A river had younget here? A. I saw Mr. Fry at a doctock, in the access in Broadway; he said to me that he would call on me at the offices, so he did, and here? I saw.

Suora before me, this lith day of November, 1853.

I hereby certify that the foregoing deposition was taken before me, in gursance of an order granted by me for the purpose, duly served, on the solverse party, pursuant to statute, and said winces was examined before me by the parties after having been duly sworn, and said deposition was carefully read to, and selseribed in ony presented by said winces, presents to the statute in such case made and provided, in pursuance of said order.

November 14, 1853.

The Court assembled yesiserday at 104 A. M. Every seat appropriated to spectators was taken. The names of the Jury hiving been called over, the first winces sworn was Benjamin Galbraim. Q. Where were you acquainted with Signor Benedetti and Marama Troffi? A. They were both in Europe.

The next winces wound was Lettimo Rosi. He was examined by James T. Hrady as followers. Q. Are you acquainted with Edward P. Fry? A. Yes. Q. When duty you first become acquainted with him? A. In 1848. Q. Were you can of the mambers of the him? A. In 1848. Q. Were you first become acquainted with him? A. In 1849. A. Was employed at the Astor-place Opera House. Q. Ey whom? A. By Mr. Fry. Q. Is what he of character do you perform? A. As prime base. Q. Was the concert tout was given before the opening of the meason as the Astor-place Opera House. Q. Ey whom? A. By Mr. Fry. Q. Is what he of character do you perform? A. As prime base. Q. Was the concert tout was given before the opening of the meason as the Astor-place Opera House. Q. Ey whom? A. By Mr. Fry any anything to you concerning it, and it see what? A. I down to receive the did not announce to do, as it would enable him to see whether he would proceed to the base of the case or not.

Mr. Edward Sandford said this winnes had an interriew with Mr. Fry to ar

un appeared to the question was that it was a men nut if he cannot satisfy the jury that it was so it amon that is all.

dan—Well, we must rely upon the jury in the matter.

oment, and one cannot take notice of I was surprised and I get up to go away.
I mess—Did you say you rose up to go away!

Mr. Jordan—I consider Sir, they have charged Mr. Fry with being attenty incompetent—the vain protending innorance of a starving adventure being his preminent qualities. I suppose this testimony is intended to not about that these charges are true. I did object on the ground that this man ought not to be allowed in a Court of Justice to express an opinion upon which he is not expert. If they can find a manage of a theater or opera who understands that hashouses—or profession if you please, (I do not know what else to denominate it), they may be right, but they might as well bring a tenor singer or curtain drawer—one is just as good a judge as the other for what I can see, as to bring a prime obsert. It is not necessary to sing well to be an adopt at the management of an opera, while a man might sing like an angel, and not have any knowledge of management.

Mr. Brady—I have only one answer to make.

Mr. Jordan—I believe the argument is closed.

Mr. Brady—I have only one answer to make and the start of the start of the sides. The control of the credit.

The control—I do not see, in reference to a matter of this kind, that you can receive any other proof. Here is a man who holds a prominent position in the Opera; and a man of ordinary observation, must knew semething about the mode of management of such a position as the cocaples. I think it stands sufficiently clear such a position as the cocaples. I think it stands sufficiently clear the result.

Examination continued by Mr. Sandford—Q. The question is whether from your knowledge of the qualities requisite for the manager of an Italian Opera Company. Mr. Fry was to your judgment possessed of the requisite knowledge and skill for the management of such a company? I think it stands sufficiently clear to make a position as the condition of the contribute of the company? The Court—I do not think this admissible.

Q Were the members of the Opera Company natives of different countries! A yes. Q Name some of the countries of different countries! A yes. Q Name some of th

Mr. Jordam. I object.

The Court – I suppose you consider it unimportant; it is not worth objecting to.

Mr. Brady – If the gentlemen will withdraw any of these alleged likely we will withdraw the examinations.

Examination continued by Mr. Sandford—Q. Was the opera of the Prophet precisely had been to the Court of the Prophet precisely had been to the Court of the Prophet precisely had been to the Court of the Prophet Prophet Prophet and the Court of the Prophet Prophet Prophet A. No. Q. Don Giovanni A. Nor. I do not recoiled? A Yea. Q. Fernardi, was that produced? A. Yea. Q. Was the produced? A. Tea. Q. Was the produced? A. I do not recoiled to the prophet Pro

did it close at Boaton?

Mr. Jordan—I suppose we may leave Boston out of the question.
Mr. Sandford—In the libels it refers to both the Philadelphia and
Eraton compaigns. I asked when it closed at Boston.
Mr. Brudy—Tags 16 contains this passage: "Now Mr. Fry, what is
"the next move." Broken down at two campaigns."
Mr. Sherman—That was before.
Q. Did you go to Boston? A. I cannot be certain; it is five years
go.

Mr. Sherman—That was being.
Q. Did you go to Beston? A. I cannot be certain; it is five years ago.
Cross-examined by Mr. Jordan—Q. Mr. Real, did you take part in the performances at Falladalphia. A Yes, I performed at Falladalphia. A Yes, I performed at Falladalphia. Q. Did you perform in Norma? A. I do not recollect; I know I performed in Falladalphia. Q. Did you perform in Norma on the din of October? A. I believe not. Q. Did you attempt on any occasion there to perform in Norma? A. I de not neollect; I can recollect swerriching, but I cannot recollect swerriching; I can recollect what touches my person. Q. Con, nor recollect whether you performed in Norma? A. I cannot recollect swerrything; I can recollect what touches my person. Q. Con, nor recollect whether you performed in Norma? A I was in Fhilledalphia, I was living at Jones's Hotel on the adpin she first came out in Norma. Q. Did you got to the Opera that high! A. No. Q. Did Miss Traiff beard at Jones's Hotel on the adpin she first came out in Norma. Q. Did you got to the Opera that high! A. No. Q. Did Miss Traiff beard at Jones's Hotel on the adpin she first came out in Norma. Q. Did you got to the Opera that high! A. No. Q. Did Miss Traiff beard at Jones's Hotel on the adpin she first came for in Norma. Q. Did you got to the Opera that high! A. I say her after also was sick, after coming from the theater chan myh.' A. I say her after also was sick, after coming from the thaten. Q. I reppear you internated the Exclude in one of the first her normal she had not been contained to the occasion and high! A. I saw her in the first day had she performed in the Opera's A. I saw her last to the morning. Q. Where did you see her after the rard size when in the opera was closed. Q. Was she in bed. A. Yas. Q. What the in the first hearth him part size when in the opera was closed. Q. Was their in the eventual of the scholar the opera socied. Q. Was their in the eventual of the scholar the opera socied. Q. Was their in the eventual of the scholar the opera socied

vereux," and "Le Favorita." The last, he says, he has some about about.

Mr. Sandford—What was the difficulty that accurred between you and Mr. Fry?

Mr. Jordan objected to the question.

Mr. Sandford—I wanted to ascertain the nature of the difficulty; it may form part of the defense.

The question was admitted by the Court.

A. The difficulty was, there was a balance of salary due to me; I do not recollect how much it was, but Mr. Fry promised to pay on the day of his (Fry's) length and the reply to my application was that Mr. Fry was a bankrupt.

Mr. Jordan—I object to any further question about what Mr. Fry said to the winnes. Q. In what language did he usually converse

ter and there was no money to pay, an exply on a symplectic was that Mr. Fry was a bankrupt.

Mr. Jordan—I object to any further question about what Mr. Fry said to the witness. Q. In what language slid he usually converse with Mr. Fry? A. In French.

Mr. Sandford—That is all.

Mr. Jordan—I want him to look at that receipt. Sir. Is that a receipt is a second of the witness. A. Yes, it is.

Mr. Jordan—I want to have that receipt translated.

Mr. Fandford objected at first, but afterward consented.

The translation was read as follows:

"I the undersigned, sillim that he has arranged his account with Mr. Fry, and that the same is settled. That I return to him, by the hand of Mr. Sickles, my contract, in the faith of which I hereby side.

Mr. Sickles, my contract, in the faith of which I hereby side.

hand of Mr. Sickles, my contract, in the faith of which I hereby sign name.

Dared April 14, 1849."

Q. What fild you get of Mr. Fry when you gave him that receipt? A. Two or three costomes. Q. Was that all that you received? A. Two or three costomes. Q. Was that all that you received? A. I do not know.

Cross-scamined by Mr. Jordan—Q. Was this on account of your engagement at Boston? A. No. Sir, not at Boston; I had no engagement at Boston? A No. Sir, not at Boston; I had no engagement at Boston until the month of May: my engagement was for the United States and not for any particular city. Q. How much did you receive of Mr. Fry previous to this sectionment! A. I cannot recollect how much Mr. Fry had paid me, but at the time this receipt was given there was one month and a half or two months salary.

The Court here linquired of the translator how he rendered, you lie in French Pows estes mention?

Translator—Fow sets mention?

Witness—I proposed that Mr. Fry should give me those consumes, which he acceded to, and I offered to give him a receipt in full, which is a second of the property of the second of the list A. I did.

I did.
The Court—Did Mr. Fry say that you had given him the lie? A. I think not.
Rosini Pico Victi was next sworn, and after receiving her evidence. Max Mareteek was examined until 4 o'clock, when the Court adjourned till 10 o'clock this morning.

SUPREME COURT—SPECIAL TERM.
DECISIONS.
William H. Richer's and others agt, the North-west Protestant Reformed Dutch Charch.
The complaint must be altered to show the new party to

be plaintiff.

Joseph S. Abbot and others agt. Silas C. Smith.

The order for security and for stay of plaintiffs' proceedings must stand, and the motion to vacate is demied.

Nathan Baker agt. Ellas Straus.

Application refused.

Application refused.

SUPERIOR COURT—SPECIAL TREM—Before Judge HOFFMAN,
MOTION FOR INJUNCTION.

Russ & Reid act the Mayor, &c., and John Cooke & Co.

The Common Council passed a resolution that Grandst, from Breedway to the East River, and Falson-st, from the North
to the East River, should be pared with granite block, (except that
portion airway so paved), with blocks similar to those laid down oppeaite the Bowery Theatre, and the Commissioner of Repairs and
Supplies leaved proposale for estimates. Russ & Reid proposed to de
the work for \$5 per superficial square yard, and John Cooke & Co.

of \$2.5 Mpc superficial square yard, and the courtest was awarded
to the latter. It is contended that the estimate of John Cooke & Co.

firm should have been given separately, as the parties by law have to
make stiday't that the office is took die, &c. and that owing to such
irregularity, the estimate of Russ and Reid was the lowest, and entitled to the contract. They therefore ask that an injunction may
issue to restrain the Mayor &c., from executing any contract to said
John Cooke & Co., or to J. Cook and Goe. Capilo, or to any other persons than to said fluss & Reid, plaintiffs in this cause. Argument was
heard. Judgment reserved.

SUBREME COURT—GENERAL TERM

ADMISSIONS TO THE SAR

There will be an examination of candidates for admission to the Bar, on Thursday alternoon, at a o'clock, in the General Term noon. Mesers, R. E. Mount Jr. Wm. H. Leonard and C. Binbridge South are the Examiners. A request has been mide that a pullcations be filed before 3 o'clock.